

RALPH VANACORE

Index #: 07CV3579

Plaintiff(s)

- against -

Date Filed:

JOHN MATTINGLY ET AL

Defendant(s)

**AFFIDAVIT OF SERVICE**

Attorney File #1: 07-102C

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

SIEH CLARK BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on May 8, 2007 at 10:30 AM at

NEW YORK CITY ADMINISTRATION FOR CHILDREN'S SERVICES  
OFFICE OF LEGAL AFFAIRS  
40 WORTH STREET, 6TH FL  
NEW YORK, NY 10013

deponent served the within true copy/copies of the SUMMONS & COMPLAINT, JUDGE SWAIN'S RULES, JUDGE DOLINGER'S RULES, ECF INSTRUCTIONS on JOHN MATTINGLY, the defendant/respondent therein named,

**SUITABLE  
AGE**

by delivering thereat a true copy/copies of each to MS. ALBA ARIAS, LEGAL CLERK a person of suitable age and discretion. Said premises is the defendant's/respondent's actual place of business within the state. She identified herself as being AUTHORIZED to accept for the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	TAN	BROWN	60	5'5	130

**MAILING**

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's actual place of business at

NEW YORK CITY ADMINISTRATION FOR CHILDREN'S SERVICES  
OFFICE OF LEGAL AFFAIRS  
40 WORTH STREET, 6TH FL  
NEW YORK, NY 10013

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on May 8, 2007 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

**MILITARY  
SERVICE**

Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to me on: May 8, 2007

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
Commission Expires August 1, 2010

  
Robin M. Forman  
Notary Public, State of New York  
No. 01FO6125415  
Qualified in New York County  
Commission Expires April 18, 2009

Larry Yee  
Notary Public, State of New York  
No. 01YE5015682  
Qualified in New York County  
Commission Expires July 26, 2009

  
**SIEH CLARK**  
License #: 1187234  
Docket #: 477627

**RETURN OF SERVICE**Service of the Summons and Complaint was made by me<sup>1</sup>DATE: MAY 8, 2007NAME OF SERVER (PRINT) SIEH CLARKTITLE PROCESS SERVER

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: NEW YORK CITY ADMINISTRATION FOR CHILDREN'S SERVICES 40 WORTH STREET 6TH FLOOR NEW YORK, NY 10013  
ON MAY 8, 2007 AT 10:30 AM (OFFICE OF LEGAL AFFAIRS)

☒ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:  
MS. ALBA ARIAS, LEGAL CLERK (CO-WORKER)

FEMALE, TAN SKIN, BROWN HAIR, 60 YRS, 5'5 HGT, 130 LBS.

☐ Returned unexecuted: \_\_\_\_\_

☒ Other (specify): ON THE 8TH DAY OF MAY 2007 COPY MAILED TO THE ABOVE ADDRESS BY REGULAR FIRST CLASS MAIL IN AN ENVELOPE MARKED PERSONAL AND CONFIDENTIAL

**STATEMENT OF SERVICE FEES**

TRAVEL

SERVICES

TOTAL

**DECLARATION OF SERVER**

I declare under penalty of perjury the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on May 8<sup>th</sup> 2007  
 Date

*Robin M. Forman*  
 ROBIN M. FORMAN  
 Notary Public State of New York  
 No. 01FO6125415  
 Qualified in New York County  
 Commission Expires April 18, 2009

*Sieh Clark*  
 Signature of Server

SIEH CLARK

1187234

299 BROADWAY SUITE #1401 NEW YORK, NY 10007

Address of Server

DOCKET # 477627

<sup>1</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.